



DOCKET NO: 250603US90X

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IN THE UNITED STATES PATENT & TRADEMARK OFFICE

**IN RE APPLICATION OF**

AKIHIKO SUGIURA : EXAMINER: KUMAR, P.

SERIAL NO: 09/345,755

: EXAMINER: KUMAR, P.

FILED: JULY 1, 1999

: GROUP ART UNIT: 2631

**FOR: COMMUNICATION BREAKING  
DEVICE AND METHOD THEREOF**

PETITION FOR CONSIDERATION UNDER 37 CFR § 1.181 (a)(3)

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

This is a Petition pursuant to 37 CFR §1.181 (a)(3) requesting that the examiner be instructed by the Commissioner or his representative to notify the applicant of the proper consideration of the Information Disclosure Statements (IDS) that was filed on August 31, 2004.

## **STATEMENT OF FACTS**

On August 31, 2004, the applicant filed Information Disclosure Statement under 37 CFR § 1.97. This filing is documented by the attached copy of the associated date-stamped Mail Room receipt, IDS Transmittal and PTO Form 1449. The PTO has not responded to the IDS filing by supplying the applicant with a copy of the PTO Form 1449 properly initialed by the examiner.

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POINT FOR REVIEW

The point for review is why the applicant has not been provided a copy of the above-noted PTO Form 1449 properly initialed by the examiner in correspondence with the rules.

ACTION REQUESTED

In light of the above, it is respectfully requested that the examiner be directed to provide the applicant with a copy of the above-noted PTO Form 1449 properly initialed by the examiner.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

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(OSMMN 06/04)

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Masayasu Mori  
Attorney of Record  
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